

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,)	CASE NO. 5:21 CR 431
)	
Plaintiff)	JUDGE SOLOMON OLIVER, JR.
)	
v.)	ORDER ACCEPTING PLEA
)	AGREEMENT, JUDGMENT AND
WILLIAM MARINO,)	REFERRAL TO U.S. PROBATION
)	<u>OFFICE</u>
Defendant)	

This case is before the Court on a Report and Recommendation filed by United States Magistrate Judge Kathleen B. Burke, regarding the change of plea hearing of William Marino, which was referred to the Magistrate Judge with the consent of the parties.

On June 8, 2021, the government filed a 1 count Information, charging Defendant Marino with Attempted Receipt of Child Pornography, in violation of Title 18 U.S.C. § 2252(a)(2). Defendant was arraigned on July 14, 2021, and entered a plea of guilty to count 1 of the Information before Magistrate Judge Burke. On July 14, 2021, Magistrate Judge Burke received Defendant Marino's plea of guilty to count 1 of the Information, with a written plea agreement, and issued a Report and Recommendation ("R&R"), concerning whether the plea should be accepted and a finding of guilty entered.

Neither party submitted objections to the Magistrate Judge's R&R in the fourteen days after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted. Defendant Marino is found to be competent to enter a plea and to understand his constitutional rights. He is aware of the charges and of the consequences of entering a plea. There is an adequate factual basis

for the plea. The court finds the plea was entered knowingly, intelligently, and voluntarily. The plea agreement is approved.

Therefore, Defendant William Marino is adjudged guilty to count 1 of the Information, in violation of Title 18 U.S.C. § 2252(a)(2). This matter was referred to the U.S. Probation Department for the completion of a pre-sentence investigation and report. Sentencing will be on October 28, 2021, at 2:00 p.m. in Courtroom 17A, Carl B. Stokes United States Court House, 801 West Superior Avenue, Cleveland, Ohio.

IT IS SO ORDERED.

/s/SOLOMON OLIVER, JR.

UNITED STATES DISTRICT JUDGE

August 3, 2021